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Application No. 90/005,744
Attorney Docket No. 033462-001
Page 1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)

Tony PERVAN)

Application No.: 90/005,744)

Filed: June 30, 1999)

For: METHOD FOR JOINING BUILDING)
BOARD)

Group Art Unit: 3635

Examiner: Y. Horton

Confirmation No.: 8787

AND

In re Patent Application of)

Tony PERVAN)

Application No.: 09/343,696)

Filed: June 30, 1999)

For: METHOD FOR JOINING BUILDING)
BOARD)

Group Art Unit: 3635

Examiner: Y. Horton

Confirmation No.: 8240

LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant submits herewith an updated status on litigation relevant to the above proceedings. Should any questions arise in connection with this application or should the Examiner believe that a telephone conference with the undersigned would be helpful in resolving any remaining issues pertaining to this application, the

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undersigned respectfully requests that he be contacted at the number indicated below.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

Date: 3-7-05

By:



William C. Rowland

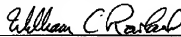
Registration No. 30,888

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CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent & Trademark Office Fax No. (703) 872-9306 on

By:



William C. Rowland

Registration No. 30,888

Date: 3-7-05

CERTIFICATE OF SERVICE

It is hereby certified by the undersigned that a true copy of the foregoing Letter was mailed, first-class, postage prepaid, to:

Thomas P. Pavelko, Esq.
Stevens, Davis, Miller & Mosher, LLP
1615 L Street, NW
Washington, D.C. 20036
Attorney for Third-Party Requestor

Attorneys for Patentee, this March 7, 2005



William C. Rowland

CASES INVOLVING VALINCE PATENTS as of February 6, 2005

Case No./ Patent No.	Judge	Plaintiff	Defendant	US Patent	Commentary	Status
02-CV-2018 Patent 02/02/2004	Guthrie	Allos, Inc. Berry Finance N.Y.	Kentec USA, Inc.	5,516,579		Final Dec in July of 2005
04-CV-5347 (N.D. Ill.) Filed	Castillo	Allos, Inc. Berry Finance N.Y. Valinge Innovation AB	Westcott Hunkahunk Distribution Co. (subsidiarized by Quality Craft)	5,515,579		Consent Judgment Entered January 19, 2005 - Defendant admitted infringement, and acknowledged the validity and enforceability of the '579 patent
00-172004 (S.D.N.Y.) Filed	Wood	Allos, Inc. Berry Finance N.Y. Valinge Aluminum AB	Korman D. Liffert Co. Behn U.S. Inc. Palano N.Y.	6,083,907 5,516,579		No Set Discovery Order - Parties' discovery voluntarily to be completed by 3/15/04 - informally - Parties' Trial Date of 10/04/04 informally waived - On 2/11/05, Stated parties Valinge's motion pending Fed. Cir. decision and re-examination of Q21 - also directs who propleads plaintiff's 109002 - Valinge provided status as to the Fed. Cir. Decision and petition for rehearing.
01-CV-0233 (D. Del.) Filed	Stett	Allos, Inc. Berry Finance N.Y. Valinge Aluminum AB	Union Decor N.Y. Quick-Stop Flooring, Inc.	5,516,579	Union filed a counterclaim for declaratory judgment of non-infringement of the '579 patent	Consolidated cases (Valinge and Union patents) - Motion to re-align parties pending - Motion to dismiss Armstrong pending - Discovery due by 7/29/2005. - Expert witness filed due 8/26/2005. - Depositions motions due by 10/12/2005. - Pretrial conf call set for 12/29/2005 10:00 AM. - Jury Trial set for 1/16/2006 - 6/28/04 - Reissue and '579 patent entered without prejudice - Case has no set schedule
02-CV-1256 (D.C. Del.) Filed	Randa	Valinge Aluminum AB Finching (USA) Inc. Berry Finance NY, Berry Coalitions Center NY, Berry USA Armstrong World Ind (as Comendium Del)	Union Paper BY Union Decor N.Y., BIK of America	Decl. Judgment 5,706,631 5,886,267 6,022,907 Union Patents: 6,006,486 6,099,686	Union filed a counterclaim under its own patents, and including Armstrong	6-28-04 - Motion to add '579 patent denied without prejudice - Case has no set schedule
01-C-2486 (E.D. Wisc.) Filed	Randa	Allos, Inc. Berry Finance, N.Y. Valinge Aluminum AB	Shaw Industries, Inc.	6,022,907 6,182,410		6-28-04 - Motion to add '579 patent denied without prejudice - Case has no set schedule
01-CV-2018 (E.D. Wisc.) Filed	Randa	Allos, Inc. Berry Finance N.Y. Valinge Aluminum AB	Calmar's Forest Products, Inc.	5,886,267 6,022,907 6,182,410		6-28-04 - Motion to add '579 patent denied without prejudice - Case has no set schedule
02-CV-1177 (E.D. Wisc.) Filed	Randa	Allos, Inc. Berry Finance N.Y. Valinge Aluminum AB	Timber, Inc.	5,886,267 6,022,907	Consentment filed for declaratory judgment of non-infringement and for anti-trust violation	Stay lifted June 24, 2004 - Motion to file-dispute parties pending - Motion to the 2nd Amended Complaint to add '579 patent against Pergo and BIK (and Union) Granted 9-23-04 Answered by Pergo and BIK filed 10-15-04
02-CV-2096 (E.D. Wisc.) Filed	Randa	Allos, Inc. Berry Finance N.Y. Valinge Aluminum AB	Union Decor N.Y. BIK of America, Inc., Pergo, Inc.	5,886,267 6,022,907 and 5,516,579		Stay lifted June 24, 2004 - Motion to file-dispute parties pending - Motion to the 2nd Amended Complaint to add '579 patent against Pergo and BIK (and Union) Granted 9-23-04 Answered by Pergo and BIK filed 10-15-04